

FILED
U. S. DISTRICT COURT
DISTRICT OF NEBRASKA

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GARY D. McFARLAND
CLERK

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.) 8:04CV6
)
 \$35,670.00 IN UNITED STATES) ORDER
 CURRENCY,)
)
 Defendant.)

NOW ON THIS 21 day of June, 2004, this matter comes on before the Court upon the Stipulation of the parties (Filing No). The Court reviews the file and the Stipulation, and, being duly advised on the premises, finds as follows:

1. \$13,000.00 of the Defendant property should be returned to the Claimants, Jonathan Dudley and Alva Chaidez, by delivering the same to the trust account of their attorney of record, Richard J. Epstein.

2. Pursuant to this Court's Order dated January 16, 2004 (Filing No. 6), the United States Marshal for the District of Nebraska ("Marshal") has published notice of his intent to dispose of the property in such a manner as the Attorney General may direct. An Affidavit of Publication was filed herein on February 25, 2004 (Filing No. 19). In response to said published notice, no person or entity has filed a Petition setting forth any legal or

equitable interest in the Defendant property.

3. The balance of the Defendant property, viz., \$22,670, should be forfeited to the United States.

4. The parties' Stipulation should be approved.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

A. The parties' Stipulation is hereby approved.

B. \$13,000.00 of the Defendant property shall be returned to the Claimants, Jonathan Dudley and Alva Chaidez, by delivering the same to their attorney of record, Richard J. Epstein. The Marshal shall deliver said amount by making payment to Richard J. Epstein's Trust Account.

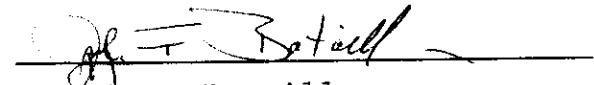
C. Pursuant to this Court's Order dated January 16, 2004 (Filing No. 6), the Marshal has published notice of his intent to dispose of the property in such a manner as the Attorney General may direct. An Affidavit of Publication was filed herein on February 25, 2004 (Filing No. 19). No person or entity has filed a Petition, in response to said published notice, setting forth any legal or equitable interest in the subject property.

D. The remaining Defendant property, viz., \$22,670.00 in United States Currency, is hereby forfeited to the United States. All right, title or interest in or to the Defendant property held by any person or entity is hereby forever barred and foreclosed.

E. The Marshal shall dispose of said \$22,670.00 in United States Currency in accordance with law.

F. Upon Richard J. Epstein's receipt of the \$13,000.00 in United States Currency, as mentioned above, Richard J. Epstein shall file a Receipt for said amount. Upon the filing of said Receipt, this Court shall enter a Judgment in this action.

BY THE COURT:

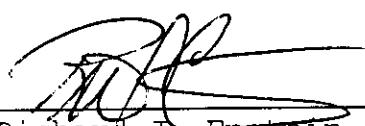

Joseph F. Bataillon
U.S. District Court Judge

Prepared and submitted by:

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Approved as to form and content:

\$35,670.00 IN UNITED STATES
CURRENCY, Defendant, and
JONATHAN DUDLEY & ALVA CHAIDEZ, Claimants

By: 

Richard J. Epstein (#17429) (#11202)
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